

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
Plaintiff) Case No. 04-10217-GAO
)
v.) 18 U.S.C. §2252(a)(1) Transportation of Child
) Pornography
DARREN F. WILDER) 18 U.S.C. §2252(a)(2), (b)(1) Attempt/Receipt
) of Child Pornography
) 18 U.S.C. §2252(a)(4)(B) Possession of Child
) Pornography
Defendant) 18 U.S.C. §2253 Forfeiture
)

FIRST SUPERSEDING INDICTMENT

The Grand Jury charges that:

COUNT 1
(Transportation of Child Pornography)

On or about April 5, 2003, within the District of Massachusetts, and elsewhere,

DARREN F. WILDER,

defendant herein, did knowingly transport and ship in interstate commerce by means of a computer, visual depictions, the production of which involved the use of a minor engaging in sexually explicit conduct as defined in Title 18, United States Code, Section 2256(a)(4)(B), and which visual depictions were of such conduct; that is, images with the following computer file names: 0101300.jpg, 0101400.jpg, 0101500.jpg, and 0101600.jpg.

In violation of Title 18, United States Code, Section 2252(a)(1).

COUNT 2
(Receipt of Child Pornography)

Between on or about May 1, 2003 and January 14, 2004, within the District of Massachusetts and elsewhere,

DARREN F. WILDER,

defendant herein, did knowingly receive, and attempt to receive, visual depictions, that is, digital files including, but not limited to: Dscn1841.jpg; Dscn1899.jpg; Dscn1919.jpg; Dscn1927.jpg; Dscn1928.jpg; Dscn1931.jpg; Dscn1934.jpg; 4855624.jpg; 4855625.jpg; 4855610.jpg; and 4855611.jpg; 4855612.jpg; and 4855614.jpg, that had been mailed, shipped and transported in interstate and foreign commerce, by any means, including by computer, the production of such visual depictions having involved the use of a minor engaging in sexually explicit conduct as defined in Title 18, United States Code, Section 2256(a)(4)(B) and such depictions were of such conduct.

In violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

COUNT 3
(Possession of Child Pornography)

On or about December 18, 2003, within the District of Massachusetts, and elsewhere,

DARREN F. WILDER,

defendant herein, did knowingly possess one or more matters, that is, computer hard drive(s) and computer media, which contained visual depictions; that is, digital images including but not limited to: 00898.jpg; 00899.jpg; 00895.jpg; 00900.jpg; 01039.jpg; 01044.jpg; 01045.jpg; 01054.jpg; 01055.jpg; (pthc)open-f09-[full].mpg; (pthc)+rca4m.mpg; and r@ygold-n3.mpg that had been mailed, shipped and transported in interstate and foreign commerce, by any means including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct as defined in Title 18, United States Code, Section 2256(2)(A) and which visual depictions were of such conduct.

In violation of Title 18, United States Code, Section 2252(a)(4)(B).

FORFEITURE ALLEGATION
(Child Pornography)

1. The foregoing, allegations of this indictment are re-alleged as if fully set forth here, for the purpose of alleging forfeiture, pursuant to Title 18, United States Code, Section 2253.

2. If convicted of an offense set forth above, DARREN F. WILDER, the defendant herein, shall forfeit to the United States any and all materials or property used or intended to be used in the receipt, possession or transportation of visual depictions of minors engaging in sexually explicit conduct. Such property includes, but is not limited to, the following specific items found in the possession of DARREN F. WILDER on or about January 14, 2004:

- A. Hewlett Packard Vectra computer tower (S/N US01312828)
- B. Hewlett Packard desktop computer (S/N US 92813379).

A TRUE BILL:

Laura J. Siski
Foreperson

MICHAEL J. SULLIVAN
United States Attorney

Sherri A. Stephan
Sherri A. Stephan, Trial Attorney
Child Exploitation and Obscenity Section
United States Department of Justice

DISTRICT OF MASSACHUSETTS, Boston, January 19, 2005. Returned into the
District Court by the Grand Jurors and filed.

Debra R. Roland
Deputy Clerk
12:25P

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Category No. II Investigating Agency ICECity Dracut**Related Case Information:**County MiddlesexSuperseding Ind./ Inf. _____ Case No. 04-10217-GAOSame Defendant Yes New Defendant _____

Magistrate Judge Case Number _____

Search Warrant Case Number 03-1648-CBS

R 20/R 40 from District of _____

Defendant Information:Defendant Name Darren F. WilderJuvenile Yes No

Alias Name _____

Address 5 Valley Road, Dracut, MassachusettsBirth date: 3/27/70 SS#: 030466070 Sex: M Race: Caucasian Nationality: U.S.Defense Counsel if known: Peter Horstmann, Address: 200 Berkeley Street, 16th Floor
Boston, MA 02116Bar Number: 556377**U.S. Attorney Information:**AUSA Sherri A. Stephan, Trial Attorney USDOJ Bar Number if applicable _____Interpreter: Yes No List language and/or dialect: _____Matter to be SEALED: Yes No Warrant Requested Regular Process In Custody**Location Status:**

Arrest Date: _____

 Already in Federal Custody as serving a sentence in Fort Devens. Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by _____ on _____Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony three

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: January 19, 2005Signature of AUSA: Sherri Stephan

~~JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse~~

District Court Case Number (To be filled in by deputy) _____

Name of Defendant Darren F. Wilder**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. §2452(a)(1)</u>	<u>Transportation of Child Pornography</u>	<u>1</u>
Set 2	<u>18 U.S.C. §2252(a)(2)(b)(1)</u>	<u>Attempt/Receipt of Child Pornography</u>	<u>2</u>
Set 3	<u>18 U.S.C. §2252(a)(4)(B)</u>	<u>Possession of Child Pornography</u>	<u>3</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

District Court Case Number (To be filled in by deputy) _____

Name of Defendant Darren F. Wilder

Wilder JS45R.wpd - 3/13/02